GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services-Sri D.Anand Naik, Joint Director/Chief Planning Officer, Kurnool - Departmental Proceedings under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 –Articles Of Charges -Issued.

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PLANNING (III) DEPARTMENT

G.O.Rt.No. 206 **Dated: 06.06.2019**

Read the following:

1. G.O.Rt.No.98, Planning (III) Department, dated. 20.02.2019.
2. Govt.Memo.No.83/Plg.III/A1/2019 -12, dt. 17.05.2019.
3. From the Director, DE&S, Vijayawada, Lr.No.804/Admn/J.D./2019, dt. 21.05.2019.

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O R D E R

It is proposed to hold an Enquiry against Sri D.Anand Naik, Joint Director working as Chief Planning Officer, Kurnool in accordance with procedure laid down in Rule 20 of A.P.Civil Services (Classification,Control and Appeal) Rules, 1991.

2. The substance of the Imputations of Misconduct or Misbehaviour in respect of which the Inquiry is proposed to be held out is in the enclosed Statement of Articles Of Charges (Annexure-I). A Statement of Imputations of Misconduct or Misbehaviour in support of each Article Of Charge is enclosed.(Annexure-II). A List of Documents by which, and a List Of Witnesses by whom, the Articles Of Charges are proposed to be sustained are also enclosed (Annexures-III and IV).

3. Sri. D.Anand Naik, Joint Director/ Chief Planning Officer, Kurnool is directed to submit within 10 days of the receipt of this Order, a Written Statement of his Defence.

4. Sri. D.Anand Naik, Joint Director/ Chief Planning Officer, Kurnool is informed that an Inquiry will be held only in respect of those Articles Of Charge as are not admitted. He should, therefore, specifically admit or deny each Article Of Charge.

5. Sri. D.Anand Naik, Joint Director/ Chief Planning Officer, Kurnool is further informed that if he does not submit his Written Statement of Defence on or before the dates specified in para 3 above, further action will be taken ex-parte based on the material available on record as per rules in force.

6. Attention of Sri D.Anand Naik Joint Director/ Chief Planning Officer, Kurnool is invited to Rule 24 of the A.P.Civil Services (Conduct) Rules 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any Representation is received on his behalf from another person in respect of any matter dealt with these Proceedings, it will be presumed that Sri D.Anand Naik Joint Director/CPO, Kurnool is aware of such a Representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the A.P.Civil Services (Conduct) Rules, 1964.

7. The receipt of the Order shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SANJAY GUPTA
EX-OFFICIO SECRETARY TO GOVERNMENT

To
Sri.D.Anand Naik, Joint Director/CPO, Kurnool
THROUGH the Director, Directorate of Economics
& Statistics, Vijayawada.(Enclosed Annexures I to IV).
The Director, Directorate of Economics
& Statistics , Vijayawada(Two Copies). He is requested to serve a copy of this Order on the individual and furnish Dated Acknowledgement to the Government for record.
SF/SC's.

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE – I

Statement of Articles Of Charge framed against Sri D.Anand Naik, Chief Planning Officer/Joint Director, Kurnool District

ARTICLE – I

Sri D.Anand Naik, Chief Planning Officer/Joint Director, Kurnool, Directorate of Economics and Statistics, Planning Department has not relieved from the post of Chief Planning Officer, Kurnool District and joined at Chittoor as per the Transfer Orders issued vide G.O.Rt.No.98, Planning (III) Department, dt. 20.02.2019 despite repeated Instructions of Government from time to time resulting in administrative inconvenience. Thus he failed to maintain discipline and behaved in a manner which is unbecoming of a Government Servant and thereby violated Rule 3 (1) and (2) of APCS (Conduct) Rules, 1964. Hence the Charge.

SANJAY GUPTA
EX-OFFICIO SECRETARY TO GOVERNMENT

ANNEXURE-II

Statement of imputation of Misconduct and Misbehavior in support of the Draft Articles Of Charges against Sri D.Anand Naik, Chief Planning Officer/Joint Director, Kurnool District.

Basis of Charges

Charge-I

The Chief Electoral Officer, A.P has issued Comprehensive Guidelines for Transfer of all Officers, who are connected with conduct of Elections directly or indirectly in the States/UT for conduct of the Elections in a free and fair manner, vide memo dt:22.01.2019.

Further, the General Administration (Election-A) Department vide G.O.Rt.No. 216, dt. 30.01.2019, ordered that, Transfers/Postings of all the Officers who are connected with conduct of Elections in all the States/UTs in view of General Elections -2019, as per the ECI Guidelines shall be completed by 28.02.2019.

In accordance with the Guidelines of the ECI and as per the Orders of the General Administration (Election-A) Department, and keeping in view the occasions in 2009, 2014 and 2019 where the Chief Planning Officers were deputed to the Election duty, the Government issued Orders on 20-02-2019 for effecting the Transfers in respect of the Chief Planning Officers of the Seven Districts who have completed more than 3 years of service as on 31-05-2019 in the same Station/Hometown including the Chief Planning Officer, Kadapa who has completed 6 years 10 months of service .

Subsequently, the Government Orders have been reiterated vide Memo. No. 183/Plg.III/A2/2019 -3,4,6 dt.05.03.2019, 12.03.2019 ,16.04.2019 and Sri D.Anand Naik was directed to get himself relieved and join in the new place. i.e.Chittoor.

Finally the Chief Secretary to Government, Andhra Pradesh and Chairman of Model Code Screening Committee on 15-04-2019 issued Instructions to the District Collector, Kurnool for relief of Chief Planning Officer , Kurnool without waiting for substitute and further correspondence with a direction to Chief Planning Officer to get him relieved. Even then, the Chief Planning Officer has not responded.

Sri.D.Anand Naik, Chief Planning Officer, has been called for Explanation for not obeying the Orders of the Government and the reasons furnished by him are not justifiable.

Furthermore, even after Model Code of Conduct which was in operation during the course of General Elections to Lok Sabha & Andhra Pradesh Legislative Assembly 2019 was lifted by ECI on 26.05.2019 soon after completion of Election Process, he is still continuing in the post of Chief Planning Officer, Kurnool without relieving himself, which shows his wilful disobedience of the Orders of the Government.

In spite of the Instructions received from the highest authority of the Government Sri.D.Anand Naik, Chief Planning Officer Kurnool has not responded. As per the Transfer Orders, dt. 20.02.2019, he has to get himself relieved and join at Chittoor in place of Sri.Ch.V.S.Bhaskara Sarma, who was relieved on 06.03.2019. and joined at Krishna. Due to his non-joining , the post of Chief Planning Officer, Chittoor is lying vacant since 07.03.2019 resulting in administrative inconvenience. This shows his wilful disobedience and indiscipline and attracts violation of Andhra Pradesh Civil Services (Conduct)Rules,1964. Hence the Charge.

SANJAY GUPTA
EX-OFFICIO SECRETARY TO GOVERNMENT

ANNEXURE – III

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGE FRAMED AGAINST SRI D.ANAND NAIK, CHIEF PLANNING OFFICER/ JOINT DIRECTOR , KURNOOL DISTRIC

1. Chief Electoral Officer, A.P., vide their Memo.No.136/Elecs.A/A2/2019-1, dt. 22.01.2019
2. Govt.Memo.No.183/Plg.III/A2/2019-2, dated:14-02-2019.
3. DE&S, Vijayawada Letter No.804/Admn/J.D./2019, Dated:18-02-2019
4. G.O. Rt.No.98, Planning (III) Department, Dated:20-02-2019.
5. Govt.Memo No.183/Plg.III/A2/2019-3,dated:05-03-2019.
6. Govt.Memo.No.183/Plg.III/A2/2019-6, dated:15-04-2019.
7. DE&S, Vijayawada Letter No.804/Admn/J.D./2019,Dated:29-04-2019.
8. Govt.Memo.No.183/Plg.III/A2/2019-10, dated:06-05-2019.
9. Explanation from Sri D.Anand Naik, C.P.O., Kurnool, Dt:08-05-2019.

SANJAY GUPTA
EX-OFFICIO SECRETARY TO GOVERNMENT

ANNEXURE – IV

List of Witnesses by whom the Articles Of Charges framed against Sri D.Anand Naik, Chief Planning Officer/Joint Director, Kurnool District are proposed to be sustained.

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SANJAY GUPTA
EX-OFFICIO SECRETARY TO GOVERNMENT